

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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**AFFYMETRIX, INC., a Delaware  
Corporation,**

**Plaintiff/Counter-Defendant,**

**vs.**

**ILLUMINA, INC., a Delaware Corporation,**

**Defendant/Counter-Plaintiff.**

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**Civil Action No. 04-901-JJF**

**ILLUMINA'S NOTICE OF DEPOSITION OF LUBERT STRYER**

In accordance with the provisions of Rules 26 and 30 of the Federal Rules of Civil Procedure, Illumina, Inc. ("Illumina"), hereby provides notice that commencing at 9:00 a.m. on November 9, 2005, at the offices of KIRKLAND & ELLIS LLP, 555 California Street, San Francisco, CA 94104-1501, or at such other time mutually agreed upon by counsel for the parties, it will take the deposition of Lubert Stryer by oral examination.

The deposition will be taken upon oral examination before an official authorized by law to administer oaths and will continue from day to day until completed. Pursuant to Rule 30(b)(2), testimony of the witness will be recorded by both stenographic means and sound-and-visual means.

You are required to produce the witness at the stated time and place, and are invited to attend to cross-examine.

Dated: October 13, 2005

By: /s/ Mary B. Matterer

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*Counsel for Illumina, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 13<sup>th</sup> day of October, 2005, I caused to be electronically filed the foregoing document, **ILLUMINA'S NOTICE OF DEPOSITION OF LUBERT STRYER**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Jack B. Blumenfeld, Esq.  
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Additionally, I hereby certify that on the 13<sup>th</sup> day of October, 2005, the foregoing document was served via facsimile on the following non-registered participants:

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/s/ Mary B. Matterer  
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